THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

WRIT PETITION No. 3311 OF 2007

Dated 20th February 2007

Between:

Bonda Srinivasa Guptaji

…Petitioner

and

The Superintending Engineer,
R&B, R&B Circle, Kakinada,
East Godavari District & others.

…Respondents

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O R D E R:

The petitioner states that he is the owner of premises bearing No.13-295 of Bikkavolu village of East Godavari District. His grievance is that the respondents are trying to demolish a portion of the house, for the purpose of constructing a drainage, by the side of the road. He contends that the respondents have demarcated the effected portion, and though he insisted on the procedure to be followed before any portion of his property is acquired, they are proceeding with the work. He also complains that in their anxiety, the respondents have even deviated from the detailed estimate for the concerned work.

Heard the learned counsel for the petitioner.

The learned Government Pleader for R&B obtained instructions, at the admission stage. According to him, no portion of

the property of the petitioner would be demolished, and the drainage would be constructed, just in front of the house of the petitioner.

The necessity for this court to record any finding or to grant any relief to the petitioner would have arisen, if only any portion of the house is sought to be demolished, or any portion of his land is proposed to be used for the construction of the cement concrete drainage canal. On behalf of the respondents, it is categorically stated that no portion of the property of the petitioner is required to construct drainage. The statement made on behalf of the respondents is taken on record.

The writ petition is accordingly disposed of, directing that the respondents shall not demolish or otherwise interfere and cause damage to the property of the petitioner, for the purpose of laying the cement concrete drainage, in front of his house. There shall be no order as to costs.

20th February 2007

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